

APPENDIX M

ORDINANCE NO. 773

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BEAUMONT REQUIRING USE OF RECYCLED OR RECLAIMED WATER IN ACCORDANCE WITH STATE LAW

WHEREAS, the State of California has found and determined that the development of traditional water resources in California has not kept pace with the State's population, and that there is a need for a reliable source of water for uses not related to the supply of potable water to protect investments in agriculture, greenbelts, and recreation and to protect and enhance fisheries, wildlife habitat and riparian areas; and

WHEREAS, the State legislature has found and declared that the use of potable domestic water for nonpotable uses, including, but not limited to, cemeteries, golf courses, parks, highway landscaped areas, school athletic fields and industrial and irrigation uses, is a waste or an unreasonable use of the water within the meaning of Section 2 of Article X of the California Constitution if recycled water is available which meets all of the conditions as determined by the State for use of recycled water; and

WHEREAS, the Beaumont Cherry Valley Water District (the "District") has adopted an Urban Water Plan and a Recycled Water Master Plan in accordance with State Law which entail the utilization of treated water from the Sewage Treatment Facilities of the City for recycling; and

WHEREAS, the State Department of Health Services has updated regulations for the use of recycled water; and

WHEREAS, the use of recycled water is a cost-effective, reliable method of helping to meet the community's water supply needs; and

WHEREAS, the State has provided that retail water suppliers and recycled water producers and wholesalers should promote the substitution of recycled water for potable water in order to maximize the appropriate cost-effective use of recycled water; and development of the infrastructure to distribute recycled water will provide jobs and enhance the economy and the environmental benefits of recycled water include a reduced demand for water and there is a need for a reliable source of water for uses not related to the supply of potable water; and

THE CITY COUNCIL OF THE CITY OF BEAUMONT DOES ORDAIN AS FOLLOWS:

Section 1. Purpose. This purpose of this Ordinance is to make provision for the use of recycled or reclaimed water in accordance with State law.

Section 2. Use of Recycled Water. The City hereby finds and declared that the use of potable domestic water for nonpotable uses, including, but not limited to, cemeteries, golf courses, parks, highway landscaped areas, school athletic fields, and industrial and irrigation uses, is a waste or an unreasonable use of the water within the meaning of Section 2 of Article X of the California Constitution if recycled or reclaimed water is available which meets all of the conditions as determined by the State for use of recycled and reclaimed water. In accordance with the District's Recycled Water Master Plan which entails the utilization of treated water from the Sewage Treatment Facilities of the City for recycling, and

the regulations of the State Department of Health Services, the use of recycled water is a cost-effective, reliable method of helping to meet the community's water supply needs; and the City shall require the use of recycled water for potable water in order to maximize the appropriate cost-effective use of recycled water. Each nonpotable use, including, but not limited to, cemeteries, golf courses, parks, highway landscaped areas, school athletic fields, and industrial and irrigation uses, shall utilized recycled water from the City's Sewage Treatment Facility at such time as recycled water is available for such nonpotable use in accordance with State law.

Section 4. Notice of Adoption of Ordinance. The City Clerk of the City of Beaumont is hereby directed to publish this ordinance once within fifteen (15) days following its adoption in *The Record Gazette*, a newspaper of general circulation published in the City of Beaumont.

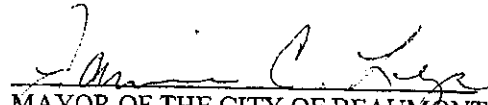
Section 5. Effective Date. This ordinance shall be in full force and effect 30 days from and after its adoption.

PASSED and APPROVED this 27 day of Oct., 1997 by the following vote:

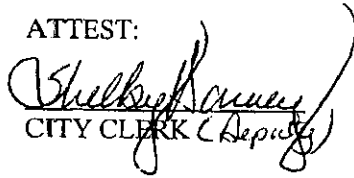
AYES: Mayor Leja, Council Members Berg, Westcott, and Zeller
NOES: None
ABSTAIN: None
ABSENT: Council Member Parrott

MOVED, PASSED AND ADOPTED this 10 day of Nov. 1997 by the following vote:

AYES: Mayor Leja, Council Member Westcot, Parrott, and Zeller.
NOES: None.
ABSTAIN: None.
ABSENT: Council Member Berg.

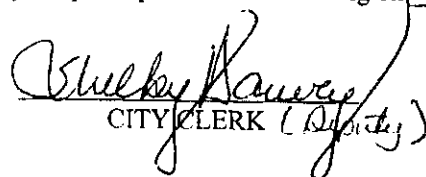

MAYOR OF THE CITY OF BEAUMONT

ATTEST:


CITY CLERK (Deputy)

CERTIFICATION

The foregoing is certified to be a true copy of Ordinance No. 773 duly introduced at a regular meeting of the City Council held on 10/27/97 and duly adopted upon a second reading on 11/10/97 by the roll call votes indicated therein.


CITY CLERK (Deputy)